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Attorneys for Plaintiff
James Birkan

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JAMES BIRKAN,
Plaintiff,
vs.
SETERUS, INC.; TOYOTA FINANCIAL
SERVICES; FEDERAL NATIONAL
MORTGAGE ASSOCIATION A/K/A
FANNIE MAE; EQUIFAX
INFORMATION SERVICES, LLC;
INNOVIS DATA SOLUTIONS, INC.,
Defendants.

Case No.: 2:16-cv-02060-APG-PAL

**STIPULATION TO EXTEND
DEFENDANT SETERUS, INC.'S
TIME TO RESPOND TO
COMPLAINT**

(SECOND REQUEST)

Compl. Filed: August 30, 2016

Hon. Judge Andrew P. Gordon
Hon. Mag. Judge Peggy A. Leen

1 This is the second Stipulated Request to Extend Time to Respond to Complaint
2 made by and between Plaintiff James Birkan (“Plaintiff”) and Defendant Seterus, Inc.
3 (“Seterus”) through their respective counsel. This Request is made in light of the
4 following facts:

5 RECITALS

6 A. Plaintiff filed the Complaint (“Complaint”) against Seterus on or about
7 August 30, 2016.

8 B. Seterus was served with the Complaint on September 19, 2016.

9 C. The parties stipulated to extend Seterus’ time to respond to the Complaint
10 through October 21, 2016, in order to give Seterus time to investigate Plaintiff’s claims
11 and prepare a proper response, and for the parties to discuss a potential resolution of
12 this matter. Dkt. 8.

13 D. On October 7, 2016, the Court granted the parties stipulation. Dkt. 9.

14 E. Upon Seterus’ request, the parties agreed to further extend Seterus’ time to
15 respond to the Complaint through November 4, 2016, in order to give Seterus the
16 additional time necessary to investigate Plaintiff’s claims and prepare a proper
17 response, and for the parties to discuss a potential resolution of this matter.

18 F. There is good cause to grant this stipulation because Seterus requires
19 additional time to investigate Plaintiff’s claims and prepare a proper response, and the
20 parties require additional time to consider a resolution of this matter.

21 G. Pursuant to LR IA 6-1, Plaintiff and Seterus respectfully request that the
22 Court extend Seterus’ time to respond to Plaintiff’s Complaint through November 4,
23 2016.

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1 **STIPULATION**

2 NOW, THEREFORE, Plaintiff and Seterus hereby stipulate and agree that
3 Seterus has up to and including November 4, 2016, to file a response to Plaintiff's
4 Complaint.

5 **IT IS SO STIPULATED**

6 DATED: October 18, 2016 LEWIS ROCA ROTHGERBER CHRISTIE LLP
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9 By: /s/ J Christopher Jorgensen
10 J Christopher Jorgensen
11 Attorneys for Defendant
12 Seterus, Inc.

13 DATED: October 18, 2016 HAINES & KRIEGER, LLC
14

15 By: /s/ David H. Krieger
16 David H. Krieger, Esq.
17 Attorneys for Plaintiff
18 James Birkan

19 **IT IS SO ORDERED**

20

21 
22 United States Magistrate Judge

23 Dated: October 20, 2016